

1  
2  
3                   UNITED STATES DISTRICT COURT  
4                   EASTERN DISTRICT OF WASHINGTON

5                   MATTHEW WHEELER,  
6

7                   Plaintiff,

8                   v.

9                   CAROLYN W. COLVIN,  
10                  Commissioner of Social Security,

11                  Defendant.

12                  No. 1:15-CV-3030-JTR

13                  ORDER GRANTING STIPULATED  
14                  MOTION FOR REMAND  
15                  PURSUANT TO SENTENCE FOUR  
16                  OF 42 U.S.C. § 405(g)

17                  BEFORE THE COURT is the parties' stipulated motion to remand the  
18                  above-captioned matter to the Commissioner for additional administrative  
19                  proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 20.  
20                  Attorney D. James Tree represents Plaintiff; Special Assistant United States  
21                  Attorney David J. Burdett represents Defendant. The parties have consented to  
22                  proceed before a magistrate judge. ECF No. 6. After considering the file and  
23                  proposed order, **IT IS ORDERED:**

24                  1.         The parties' Stipulated Motion For Remand, **ECF No. 20**, is  
25                  **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the  
26                  Commissioner of Social Security for further administrative proceedings pursuant to  
27                  sentence four of 42 U.S.C. § 405(g).

28                  On remand, the administrative law judge (ALJ) shall: (1) consider all of the  
medical opinions and other source evidence of record, including the medical  
source opinions of Drs. Schneider and Kouzes and Shane Anderson, Pharm.D, and  
give reasons for the weight assigned to those opinions; (2) reassess Plaintiff's

ORDER GRANTING STIPULATED MOTION FOR REMAND . . . - 1

1 residual function capacity and credibility; and (3) reassess steps four and five of  
2 the sequential evaluation process with the assistance of a vocational expert, if  
3 necessary. The ALJ will hold a new hearing and take any other actions necessary  
4 to develop the record. Plaintiff may submit additional evidence and present  
5 additional argument to the ALJ on remand.

**2. Judgment shall be entered for PLAINTIFF.**

3. Plaintiff's Motion for Summary Judgment, ECF No. 15, is

# STRICKEN AS MOOT.

4. An application for attorney fees may be filed by separate motion.

The District Court Executive is directed to enter this Order, forward copies to counsel, and **CLOSE THE FILE**.

DATED November 19, 2015.



M

**JOHN T. RODGERS**  
**UNITED STATES MAGISTRATE JUDGE**